

E-Filed 9/9/08

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

KENNETH B. QUANSAH, JR.,

Plaintiff,

v.

7-ELEVEN STORE #25561 (JAY MOUSAVI,
SADU SINGH), et al.,

Defendants.

Case Number C 08-1012 JF (HRL)

ORDER (1) DENYING REQUEST
FOR EXTENSION OF TIME TO FILE
OPPOSITION; AND (2) VACATING
HEARING DATE

[re: doc. no. 24]

On September 8, 2008, Plaintiff filed a request for extension of time to file opposition to the motion to dismiss that was filed on July 14, 2008 by Defendant 7-Eleven, Inc. Plaintiff's request is DENIED on the ground that on July 25, 2008 the Court dismissed the action without prejudice for failure to prosecute following Plaintiff's failure to appear in response to an Order to Show Cause. Because the case is closed, the hearing on the motion to dismiss is VACATED. If Plaintiff wishes to proceed with this action, he may file a motion pursuant to Fed. R. Civ. P. 60(b) seeking relief from the order of dismissal.

IT IS SO ORDERED.

DATED: 9/9/08


JEREMY FOGEL
United States District Judge

Copies of Order served on:

Eric A. Welter eaw@welterlaw.com, eawelter@verizon.net

Richard S. Falcone rsf@paynefears.com, bbirchett@paynefears.com,
SF.CourtNotices@paynefears.com

Gary Bruce Wesley
Attorney at Law
707 Continental Circle #424
Mountain View, CA 94040

Kenneth B. Quansah, Jr
PO Box 51759
San Jose, CA 95151-5759